



PATENT
Docket No. 10760/75

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: RICHARDS

Serial No.: 09/550,306

Filing Date: April 14, 2000

For: RESPONDING TO
REQUESTS FOR DATA

Group Art Unit: 3629

Examiner: J. Ouellette

#17
Reconsider
West of
Time (3mo)
Walden

Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the U. S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

Date: *8/27/03*

Reg. No. 45,027

Signature: *Paul T. Qualey*

Paul T. Qualey

09/04/2003 HMARZ11 00000004 110200 09550306
01 FC:1253 930.00 DA ✓

RESPONSE

Sir:

This paper addresses the Office Action mailed on February 27, 2003. The statutory period for response has been extended to August 27, 2003 by payment of the requisite fee for a three-month extension.

Claims 1 to 21 are pending in the present application. Claims 1 to 21 stand rejected under 35 U.S.C. § 102(b) based upon an alleged public use or sale of the invention. These rejections are respectfully traversed by the following remarks and the declaration under 37 C.F.R. § 1.132 filed herewith.

Remarks

In order for a claim to be invalid for a "public use" under 35 U.S.C. § 102(b), a machine or article embodying the claimed invention must have been on public display or the inventor must have allowed another person to use the invention without limitation, restriction or obligation of secrecy to the inventor more than one year before the filing date of the application. *In re Blaisdell*, 242 F.2d 779, 783, 113 USPQ 289, 292 (CCPA 1957); *Hall v.*

RECEIVED

SEP 08 2003

GROUP 3600